

Appl. No. 10/734,072  
Reissue Appl. Patent No. 6,329,213 B1  
Response to 06/22/05 Notice of Non-Compliance  
Atty. Dkt. M140-369

### REMARKS

The Office considers the response filed June 16, 2006 as failing to comply with 37 CFR §1.121.

This application is a reissue application. The Office has apparently failed to recognize that this is a reissue application.


37 CFR §1.121 does not apply to reissue applications as indicated in the first line of 37 CFR §1.121. 37 CFR §1.173 is the section that is relevant to amendments in reissue applications. The Amendment filed June 16, 2006, therefore fully complies with 37 CFR §1.173. Therefore, no re-submission is believed to be necessary.

Because 37 CFR §1.121 does not apply, Applicants respectfully request that the June 16, 2006 Amendment be passed on to an Examiner for further processing.

Respectfully submitted,

Dated: June 28, 2006

By: \_\_\_\_\_

  
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